

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 IN RE BEXTRA AND CELEBREX
12 MARKETING, SALES PRACTICES AND
13 PRODUCT LIABILITY LITIGATION,

No. MDL 05-01699 CRB

**ORDER RE: MOTION TO
WITHDRAW AS COUNSEL**

14 This document relates to:

15 Albert Meisner, 05-5324 CRB

16
17 Now pending for decision is the motion of the Bowersox Law Firm, P.C., and the Law
18 Offices of Daniel E. Becnel, Jr. to withdraw as counsel for plaintiff in the above matter.

19 After carefully considering the motion, and the supporting affidavit filed under seal,
20 the Court ORDERS PLAINTIFF TO SHOW CAUSE as to why (1) the motion of the
21 Bowersox Law Firm P.C. and the Law Offices of Daniel E. Becnel, Jr. to withdraw as
22 counsel of record should not be granted; and (2) plaintiff's lawsuit should not be dismissed
23 for a lack of prosecution. See Fed. R. Civ. P. 41. If plaintiff wishes to contest the
24 withdrawal of counsel and/or dismissal of plaintiff's lawsuit for failure to prosecute, plaintiff
25 shall notify the Court in writing on or before August 30, 2007 of the reasons the withdrawal
26 should not be granted or the case dismissed. In particular, if plaintiff wishes to proceed with
27 this action, plaintiff shall advise the Court of the name and address of plaintiff's new counsel
28

1 or, if plaintiff will be proceeding without a lawyer, plaintiff must advise the Court of how
2 the Court should contact plaintiff. In addition, plaintiff shall advise the Court as to whether
3 plaintiff has completed and served defendants with a plaintiff fact sheet and provided
4 defendants with authorizations for the release of medical records. Plaintiff is warned that
5 plaintiff's failure to communicate with the Court in writing as set forth above may result in
6 dismissal of plaintiff's claims with prejudice.

7 Plaintiff's counsel shall ensure that plaintiff receives a copy of this Order.

8 **IT IS SO ORDERED.**

9 Dated: August 7, 2007

10 
CHARLES R. BREYER
11 UNITED STATES DISTRICT JUDGE